



PRE-APPEAL BRIEF REQUEST FOR REVIEW

Docket Number (Optional)
42390P13126

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Signature 

Typed or printed name Tu T. Nguyen

Application No.
10/038,341

Filed
January 4, 2002

First Named Inventor

Seemab Aslam Kadri

Art Unit
2132

Examiner
Samson B. Lemma

Applicant requests review of the final rejection in the above-identified application. No amendments are being filed with this request.

This request is being filed with a Notice of Appeal.

The review is requested for the reason(s) stated on the attached sheet(s).

NOTE: No more than five (5) pages may be provided.

I am the:

- applicant/inventor.
- assignee of record of the entire interest.
See 37 CFR 3.71. Statement under of 37 CFR 3.73(b) is enclosed.
(Form PTO/SB/96)
- Attorney or agent of record.
Registration Number 42,034
- attorney or agent acting under 37 CFR 1.34.
Registration number if acting under 37 CFR 1.34 _____



Signature

Thinh V. Nguyen

Typed or printed name

(714) 557-3800

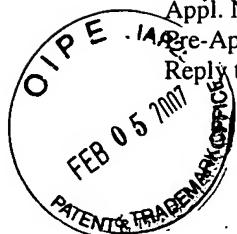
Telephone Number

January 31, 2007

Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required.

*Total of _____ forms are submitted.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application. No. :	10/038,341	Confirmation No. 7288
Applicant :	Seemab Aslam Kadri	
Filed :	01/04/2002	
TC/A.U. :	2132	
Examiner :	Samson B. Lemma	
Docket No. :	042390.P13126	
Customer No. :	8791	

Commissioner for Patents
PO Box 1450
Alexandria VA 22313-1450

PRE-APPEAL BRIEF REQUEST FOR REVIEW

Sir:

In response to the Final Office action dated October 19, 2006, Applicant would like to request a pre-appeal panel review of the application.

Remarks/Arguments begin on page 2 of this paper.

- Appl. No. 10/038,341
- Pre-Appeal Brief Request filed January 31, 2007
- Reply to Final Office Action of October 19, 2006

REMARKS/ARGUMENTS

Claims 1-35 are pending in the present application.

This Request is in response to the Final Office Action mailed October 19, 2006. In the Office Action, the Examiner rejected claims 1-35 under 35 U.S.C. §102(e). Reconsideration in light of the remarks made herein is respectfully requested. Applicant respectfully traverses the rejections and contends that the Examiner has not established a prima facie case of anticipation.

Pre-appeal panel review of the application in light of the remarks/arguments made herein is respectfully requested.

There are several clear errors in the Examiner's rejections and arguments.

1) Traversat does not disclose a collector inside a firewall.

Applicant refers to the response filed on August 7, 2006, pages 11-12. Among other things, Applicant submits that a peer is not the same as a collector.

2) Traversat does not disclose the intended internal peer registering for an external communication across the firewall. Applicant refers to the response filed on August 7, 2006, pages 11-12.

3) Traversat does not disclose a distributor to distribute message. Applicant refers to the response filed on August 7, 2006, pages 11-12. Among other things, Applicant submits that Traversat merely discloses the peer inside the firewall contacting the relay peer to retrieve messages.

4) Traversat does not disclose a registrar to register the internal peer. Applicant refers to the response filed on August 7, 2006, pages 11-12. Among other things, Applicant submits that Traversat merely discloses the peer group 280 registers outside the firewall.

Accordingly, Applicant respectfully requests the Review Panel render a decision allowing the application.

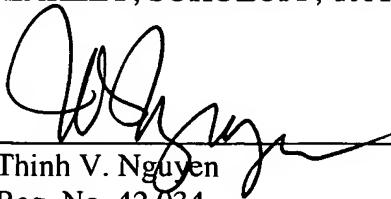
Conclusion

Applicant respectfully requests the Review Panel render a decision allowing the application.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

By


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Dated: January 31, 2007

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Date: January 31, 2007

Tu Nguyen

January 31, 2007

Date